IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ferek-Petric et al. Examiner: Kai Rajan

Serial No. 10/631,953 Group Art: 3769

Filing Date: July 31, 2003 Docket No.: P0008856.04

Title: COMMUNICATIONS SYSTEM FOR AN IMPLANTABLE MEDICAL

DEVICE AND A DELIVERY DEVICE

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR § 1.121)

Mail Stop Amendment COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Non-Compliant Amendment (37 CFR § 1.121), dated March 5, 2009, in the above-identified application.

The Amendment filed on January 27, 2009, was said to be non-compliant as the amendments made to the claims did not include the text of the withdrawn claims as directed in 37 CFR § 1.121. In accordance with the instructions in the Notice, a copy containing only the amendments made to the claims showing the changes is attached.

It is believed that no fees are owed at this time; however, the Commissioner is authorized to charge any deficiencies and credit any overpayments to Deposit Account No. 13-2546.